IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.7 OF 1991.

Maruti Shivram Phansekar
res. at Wada
Tal : Deogad .. Appellant.

V/s.

1. Satyawati w/o. Moreshwar Phansekar

2. Ladubai Shivram Phansekar

3. Sevantibai Shivram Phansekar

4. Laxmi Narayan Shetye

5. Vijaya Ankush Padwal

6. Subasini Bhalchandra Manjrekar .. Respondents.

Respondent Nos.1, 2, 3, 4 and 6 are deleted as per order dated 7.1.1994, 6.12.1991, 6.12.991, 16.4.1993 and 16.4.1993 respectively.

Mr.A.R.Rege for the Appellant .

Ms. for the Respondents.

CORAM : S.R. SATHE, J.

DATED : 4TH AUGUST, 2004.

P.C. :

1. Heard learned Advocate for the appellant. The appeal is directed against the judgment and order passed by the lower appellate court whereby a share certificate was given to Satyawatibai i.e. the original plaintiff. Being aggrieved by that, the original defendant no.1 filed the present second

appeal. It is directed mainly against Satyawatibai, the original plaintiff. She died during the pendency of this appeal and by virtue of the order passed by this Court on 7.1.1999 in C.A.No.4222 of 1993 name of the plaintiff was deleted accordingly and the appellant/original defendant was shown as the heir of deceased Satyawatibai, plaintiff. So now the appellant is infact not claiming any relief against any of the other respondents and the appeal has become infructuous and it is therefore, disposed of accordingly.

(S.R.Sathe, J.)

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